THIS INSTRUMENT IS BEING RECORDED AS AN ACCOMMODATION ONLY. NO LIABILITY, EXPRESS OR IMPLIED, IS ASSUMED AS TO ITS REGULARITY OR SUFFICIENCY NOR AS TO ITS AFFECT, IF ANY, UPON TITLE TO ANY REAL PROPERTY DESCRIBED THEREIN. FIRST AMERICAN TITLE COMPANY OF NEVADA

## MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST is made and entered into this 19 day of November , 1998, by and between DONALD W. BALDWIN and NOVA JEAN BALDWIN, husband and wife, hereinafter referred to as "Beneficiaries", D.R. BUEHLER, hereinafter referred to as "Trustor", BUEHLER CENTER LLC, a Nevada limited liability company, hereinafter referred to as "Successor Trustor", and DOUGLAS COUNTY TITLE CO., INC., a Nevada corporation, hereinafter referred to as "Trustee",

## WITNESSETH:

WHEREAS, JOANNE BUEHLER aka JO ANN BUEHLER, a married woman, as her sole and separate property, executed a Deed of Trust in favor of Beneficiaries dated December 12, 1985, recorded December 20, 1985, in Book 1285, Page 1766, as Document No. 128495, Official Records of Douglas County, State of Nevada, on certain real property situate in the County of Douglas, State of Nevada, (hereinafter "Property I) more particularly described as follows:

All that portion of the Northeast ¼ of the Northwest ¼ of Section 26, Township 13 North, Range 18 East, M.D.B.&M., more particularly described as follows:

Beginning at a point on the section line between Section 23 and 26, Township 13 North, Range 18 East, M.D.B.&M., which is 1146.6 feet West from the ¼ corner between Section 23 and 26; thence South 00°08' East 1317.13 feet; thence East 163.80 feet; thence North 1316.93 feet; thence West 163.80 feet to the point of beginning.

Excepting there from all that portion lying within the right-of-way of Kingsbury Grade.

and

WHEREAS, D.R. BUEHLER assumed the obligations set forth in said Deed of Trust and the Promissory Note as amended and modified; and

WHEREAS, the obligations set forth in said Deed of Trust and the Promissory Note, as amended and modified, have been assumed by BUEHLER CENTER LLC; and

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WHEREAS, Beneficiaries and Successor Trustor are desirous of releasing Property I from the lien of this Deed of Trust and substituting that certain real property situate in the County of Douglas, State of Nevada, (hereinafter Property II) more particularly described as follows:

All that portion of Parcel No. 2 as described in Book 888, Page 1818, Document No. 184106, more particularly described as follows:

Beginning at a point which bears South 00°08'00" West 40.00 feet from the Northeast corner of said Parcel No. 2, said point being on the South line of Kingsbury Grade; thence South 00°08'00" West 150.00 feet; thence North 89°46'00" West 163.64 feet; thence North 00°08'00" East 150.00 feet; thence South 89°46'00" East 163.64 feet to the point of beginning.

The Basis of Bearing for this description is identical to that Survey Map, filed as Document No. 12909.

and

WHEREAS, the parties are desirous of modifying said Deed of Trust for the following reasons:

- (1) To remove the name of D.R. BUEHLER as Trustor and substitute in BUEHLER CENTER LLC therefor; and
- (2) To release the real property described above as Property I and substitute the real property described above as Property II.

## IT IS HEREINAFTER AGREED:

- A. That the property described as Property I above shall be released from this Deed of Trust.
- B. That the property described as Property II above and more particularly described hereinbelow shall be encumbered by this Deed of Trust:

All that portion of Parcel No. 2 as described in Book 888, Page 1818, Document No. 184106, more particularly described as follows:

Beginning at a point which bears South 00°08'00" West 40.00 feet from the Northeast corner of said Parcel No. 2, said point being on the South line of Kingsbury Grade; thence

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South 00°08'00" West 150.00 feet; thence North 89°46'00" West 163.64 feet; thence North 00°08'00" East 150.00 feet; thence South 89°46'00" East 163.64 feet to the Point of Beginning.

The Basis of Bearing for this description is identical to that Survey Map, filed as Document No. 12909.

C. That D.R. BUEHLER shall be released as Trustor under this Deed of Trust and BUEHLER CENTER LLC be substituted as Trustor.

In all other respects the Deed of Trust and Promissory Note, as amended and modified, secured thereby shall remain unaffected, unchanged and unimpaired by reason of the foregoing amendment to the property description.

Substituted Trustor, owner of the property covered by the Deed of Trust and maker of the Promissory Note, as amended and modified, secured thereby, hereby accepts the foregoing amendment and, in consideration thereof, agrees to pay the indebtedness evidenced by the Note and secured by the Deed of Trust according to the terms thereof as amended.

Trustee joins in the execution hereof for the sole purpose of evidencing its consent as Trustee under said Deed of Trust to the foregoing amendment.

IN WITNESS WHEREOF, the parties have executed this Modification of Deed of Trust on the day and year first above written.

Beneficiaries:

Trustor:

D. R. BUEHLER

Substituted Trustor:

BUEHLER CENTER LLC, a Nevada limited liability company

DOUGLAS COUNTY TITLE CO., INC., a Nevada corporation

By

Tts

Executive vice President

Patrick Cimijotti

By

Robert J. Buehler

Robert J. Buehler

Robert J. Buehler

Patrick Cimijotti

McDonald Carano Wilson McCune Bergin Frankovich & Hicks LLP attorneys at LAW reno, nevada 89505-2670

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STATE OF NEVADA )
: ss. COUNTY OF WASHOE )
This instrument was acknowledged before me on 0. 1999, by DONALD W. BALDWIN and NOVA JEAN BALDWIN, husband and wife.
Set Diamo
Notary Public
LEO P. BEAGIN
Notary Public - State of Nevada Appeintment Recorded in Washoe County No: 94-056* -2 - Expire: April 23, 2002
Manthananananan a salat Are immanananan
STATE OF Crisina : ss.  COUNTY OF Pina )
This instrument was acknowledged before me on a November, 1998, by D.M. BUEHLER.
R. Brean Demarest
Notary Public
Official Seal NOTARY PUBLIC STATE OF ARIZONA County of Pima B. JEAN DEMAREST My Commission Expires August 18, 1999
Section 10, 1999

STATE OF Nevada )	
COUNTY OF Douglas )	ss.
This instrument w	as acknowledged before me on
November 19 , 1998, Barry R. of	as acknowledged before me on Buehler and Robert Jthe Buehler, Karen M. Buehler and Robert Jthe BUEHLER CENTER LLC, a Nevada limited
liability company.	
	Kacen Pauloshi
	Notary/Public
KAREN PAWLOSKI Notary Public - State of Nevada Appointment Recorded in Douglas County No: 96-2898-5 - EXPIRES MAY 24, 2000	
STATE OF <u>NEUADA</u> )	
county of <u>Neurla</u> )	SS
This instrument w NOV ENBER 17, 1998, by PATEXECUTIVE VICE PRESIDENT OF Nevada corporation. Now known	as acknowledged before me on RICK CIMITOTTI , the E DOUGLAS COUNTY TITLE CO., INC., a as Stewart Title of Douglas Co.
SUE LIETZOW  Notary Public - State of Nevada Appointment Recorded in County of Carson City  97-2918-3 My Appointment Expires July 21, 2001	Sue Tutzono Notary Public
22244\LPB.dgo #2261-9	FIRST AMERICAN TITLE CO.
	IN OFFICIAL RECOFOS OF HOUGHAS COLNEVADA

McDonald Carano Wilson McCune BERGIN FRANKOVICH & HICKS LLP ATTORNEYS AT LAW RENO, NEVADA 89505-2670

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LINDA SLATER

ORECORDER

PAID

DEPUTY